

**AVILA BEACH COMMUNITY SERVICES DISTRICT
RESOLUTION 2014-18**

**A Resolution of the Board of Directors of the Avila Beach Community
Services District Accepting Ownership of a Parcel of Real Property
Located in the Avila Beach Park From San Luis Obispo County for an
Educational Institute**

WHEREAS, the Board of Directors of the Avila Beach Community Services District (herein referred to as "District") has received a request from the County of San Luis Obispo and the Central Coast Aquarium to accept ownership of a parcel of real property located in the Avila Beach Park for expansion of an Educational Institute; and

WHEREAS, the District has determined that it has the ability to accept this real property; and

WHEREAS, the District has previously agreed to accept this property and to lease same to the Central Coast Aquarium for an educational facility;

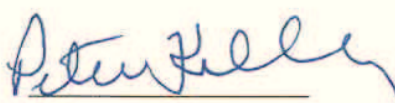
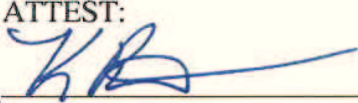
NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Directors of the Avila Beach Community Services District, San Luis Obispo County, California, as follows:

1. That the Board of Directors has determined that it is desirable to accept the real property located in the Avila Beach Park.
2. The President is authorized to sign all documents necessary to effectuate this transfer once final action is taken by the County Board of Supervisors and all other contingent actions are met including receipt of a title report indicating clear title.

Upon Motion of Director Rowe, seconded by Director Janowicz, and on the following roll call vote to wit:

AYES:	Rowe, Janowicz, Kelley, Waldron
NOES:	None
ABSENT:	Richards
ABSTAINING;	None

The foregoing Resolution was passed and adopted this 14th day of October 2014.

	ATTEST:
	
Peter Kelley, President	Kathryn Richardson, General Manager

**RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:**

Clerk of the Board of Supervisors
County of San Luis Obispo
1055 Monterey Street
San Luis Obispo, CA 93408

SPACE ABOVE THIS LINE FOR RECORDER'S USE

COUNTY BUSINESS-FREE. THIS DOCUMENT PRESENTED FOR RECORDING PURSUANT TO
GOVT. CODE SECTION 27383.

QUITCLAIM DEED

FOR GOOD AND VALUABLE CONSIDERATION, receipt of which is hereby
acknowledged,

The County of San Luis Obispo, a political subdivision of the State of California,
hereinafter referred to as "County," does hereby release, remise, and forever quitclaim
to the Avila Beach Community Services District, a political subdivision of the State of
California ("Grantee"),

all right, title and interest in and to that certain real property situated in the County of San
Luis Obispo, State of California, described as follows:

described in Exhibit A and map as Exhibit B, each
attached hereto and made a part hereof

**THIS QUITCLAIM DEED SHALL BE CONDITIONED UPON USE OF THE PROPERTY
AS SPECIFIED IN THE AVILA BEACH SPECIFIC PLAN ADOPTED OCTOBER 17,
2000 WHICH IDENTIFIED A PORTION OF THE PARK AREA AS A LOCATION FOR A
FUTURE COMMUNITY BUILDING THAT COULD BE USED TO HOUSE THE
PROPOSED MARINE RESEARCH INSTITUTE OR OTHER COMMUNITY FACILITY.
SAID TITLE SHALL REVERT TO THE COUNTY IN THE EVENT THE PROPERTY
CEASES TO BE USED AS SPECIFIED ABOVE. IN THE EVENT THAT THE
PROPERTY IS NOT IMPROVED WITH AN EXPANSION OF THE EXISTING MARINE
RESEARCH INSTITUTE WITHIN FIVE YEARS OF THE RECORDATION OF THIS
QUITCLAIM DEED, SAID PROPERTY SHALL REVERT TO THE COUNTY UPON
DEMAND OF THE COUNTY.**

Reserving unto the County, an easement for the present and future construction,
reconstruction, installation, operation, repair, replacement, removal, maintenance and

use of facilities, said facilities shall consist of underground landscape irrigation pipelines, and associated valve control devices, fixtures and appurtenances necessary to any and all thereof, together with the right of ingress and egress, over, upon, under and across that certain real property situated in the County of San Luis Obispo, State of California, described as follows:

described in Exhibit C and map as Exhibit D,
each attached hereto and made a part hereof

COUNTY OF SAN LUIS OBISPO

Chairperson of the Board of Supervisors

Authorized on this _____ day of _____,
201__.

ATTEST:

County Clerk and ex-officio Clerk
of the Board of Supervisors, County
of San Luis Obispo, State of California

SEAL

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN LUIS OBISPO)

On _____, before me, _____ Deputy _____ County
Clerk-Recorder, County of San Luis Obispo, State of California, personally appeared _____
_____, who proved to me on the basis of satisfactory evidence to be the
person whose name is subscribed to the within instrument and acknowledged to me that **he/she**
executed the same in his/her authorized capacity, and that by **his/her** signature on the instrument
the person, or the entity upon of which the person acted, executed the instrument.

I certify under Penalty of Perjury under the laws of the State of California that the
foregoing paragraph is true and correct.

WITNESS my hand and official seal.

JULIE L. RODEWALD, County Clerk-
Recorder and Ex-Officio Clerk of
the Board of Supervisors

By: _____
Deputy County Clerk-Recorder

(SEAL)

CERTIFICATE OF ACCEPTANCE, GOVERNMENT CODE SECTION 2781

This is to certify that the **AVILA BEACH COMMUNITY SERVICES DISTRICT** Grantee herein, hereby accepts for public purposes the real property, or interest therein, described in the foregoing Quitclaim Deed dated October 14, 2014, from **COUNTY OF SAN LUIS OBISPO**, Grantor therein, and consents to the recordation thereof.

In Witness Whereof, I have hereunto set my hand this 16 day of October, 2014.

AVILA BEACH COMMUNITY SERVICES DISTRICT

By: 
President, Board of Directors

ATTEST:


By: 
Kathryn Richardson, General Manager
And Secretary to the Board

EXHIBIT A

Being a portion of Parcels 1, 2 and 3 of the property described in deed recorded April 17, 1996, as document # 1996-19070 of Official Records, in the County Recorder's Office, County of San Luis Obispo, State of California, being more particularly described as follows:

Commencing at the Northeast Corner of said Parcel 3,

Thence along the northerly line of said Parcel 3, North 70° 23' 54" West, 102.05 feet, to the most northerly corner of said Parcel 1;

Thence, along said northwesterly line of said Parcel 1, South 59° 56' 28" West, 52.81 feet, to the southerly line of that Quitclaim Deed recorded June 6, 2002 as document # 2002049127 of Official Records, in the County Recorder's Office, of said County and State, and also being the **True Point of Beginning**;

Thence, along the southwesterly line of said Quitclaim Deed, South 30° 03' 32" East, 63.36 feet to the southerly corner of said deed and the beginning of a non-tangent curve concave to the southeast, having a radius of 45.00 feet and from which a radial line bears North 46° 24' 03" East ;

Thence, along said curve through a central angle of 34° 41' 23", an arc distance of 27.25 feet, to the beginning of a reverse curve concave to the northwest and having a radius of 12.00 feet;

Thence, along said curve through a central angle of 129° 06' 58" an arc distance of 27.04 feet to the beginning of a reverse curve concave to the south and having a radius of 25.00 feet;

Thence, along said curve through a central angle of 99° 53' 14" and arc distance of 43.58 feet to the beginning of a reverse curve concave to the northwest and having a radius of 28.00 feet;

Thence, along said curve through a central angle of 58° 58' 37" and arc distance of 28.82 feet;

Thence, leaving said curve, North 82° 51' 14" West, 23.90 feet;

Thence, North 29° 46' 10" West, 37.00 feet, to the northwesterly line of said Parcel 3;

Thence, along said northwesterly line of said Parcels 3, 2 and 1, North 59° 56' 28" East, 123.30 feet, to southerly line of the previously mentioned Quitclaim Deed and the **True Point of Beginning**.

Containing 0.2 acres

Along with included Exhibit "B"

APN 076-212-007

Dale H. Wilhelm

8/21/14

Dale H. Wilhelm, PLS 6423

Date

Expires: 12/31/14



EXHIBIT "B"

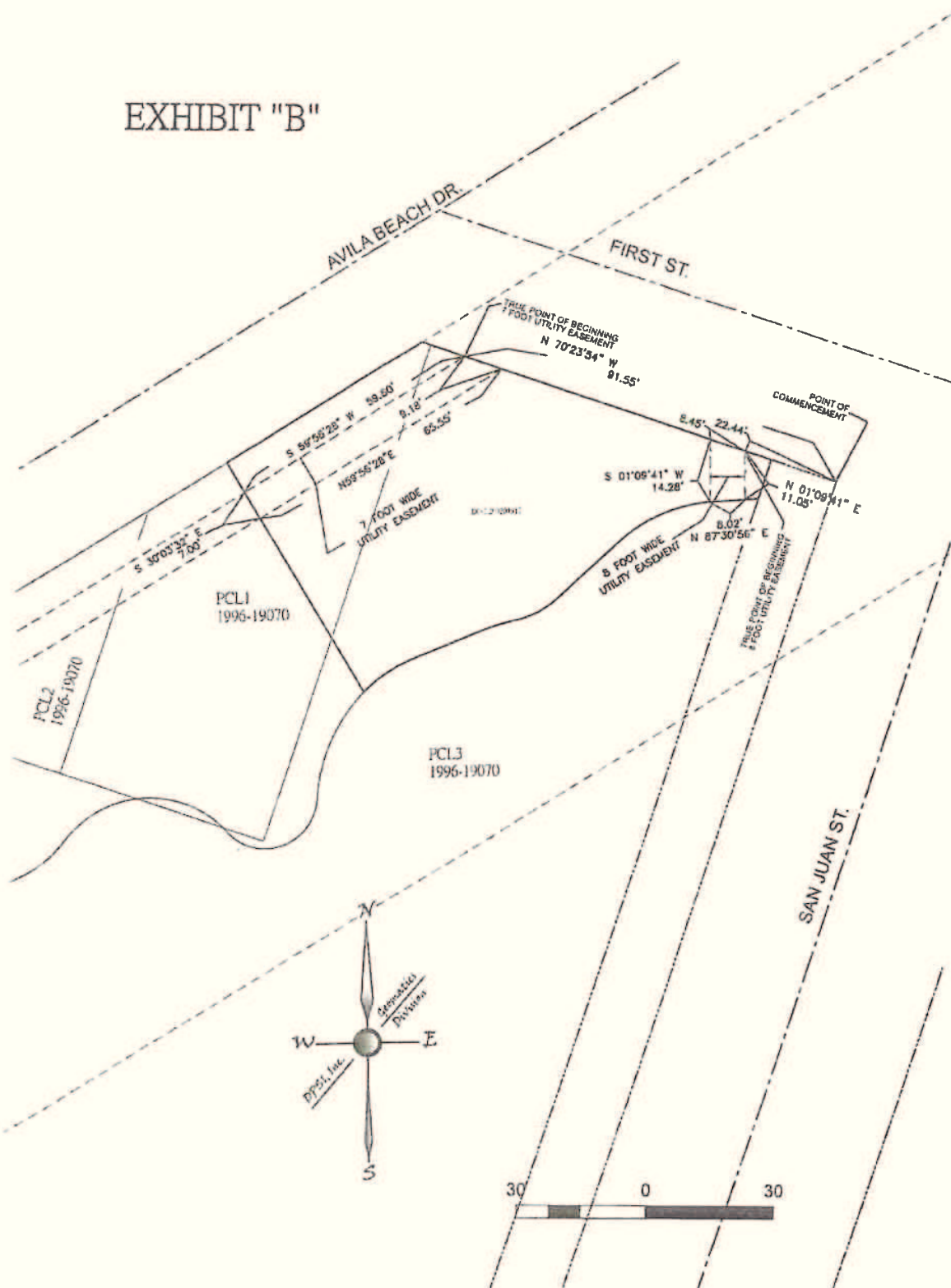


EXHIBIT C

7 Foot Wide Utility Easement

Being a strip of land 7 feet wide over a portion of Parcels 1 and 3 of the property described in deed recorded April 17, 1996, as document # 1996-19070 of Official Records, in the Town of Avila, County of San Luis Obispo, State of California, being more particularly described as follows:

Commencing at the most westerly line of that Quitclaim Deed recorded June 6, 2002 as document # 2002049127 of Official Records, in the County Recorder's Office, of said County and State;

Thence along the southwesterly line of said Quitclaim deed, South 30° 03' 32" East, 8.00 feet, to the True Point of Beginning;

Thence continuing along said southwesterly line, South 30° 03' 32" East, 7.00 feet;

Thence South 59° 56' 28" West, 116.37 feet;

Thence South 29° 46' 10" East, 9.85 feet;

Thence South 60° 13' 50" West, 7.00 feet;

Thence North 29° 46' 10" West, 16.82 feet;

Thence North 59° 56' 28" East, 123.34 feet, to the True Point of Beginning;

Containing 932 sq. ft.

Along with included Exhibit "B"

APN 076-212-007



Dale H. Wilhelm

7/8/14

Dale H. Wilhelm, PLS 6423

Date

Expires: 12/31/14

EXHIBIT D

AVILA BEACH DR.

BOOK 1481, PAGE 72
OF O.R.

